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PATENT

18810-82302

January 25, 2002

TECH CENTER 1600/2900  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Taylor et al.  
Serial No. 09/898,779  
Filed: July 3, 2001  
For: GENETIC TEST TO DETERMINE NON-RESPONSIVENESS  
TO STATIN DRUG TREATMENT

Examiner: Unknown

Unit: --

**TRANSMITTAL OF AND INFORMATION DISCLOSURE STATEMENT**

Assistant Commissioner for Patents  
Washington, D. C. 20231

Dear Sir or Madam:

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS	
WASHINGTON, D. C. 20231, ON	<u>January 25, 2002</u> DATE
BY <u>ANN WEISS</u>	
<u>January 25, 2002</u> (DATE OF SIGNATURE)	

Applicant's attorney submits herewith copies of patents and/or other literature of which he is aware, that he believes may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56.

Applicant's attorney submits herewith Form PTO-1449, "Information Disclosure Statement" by Applicant. A copy of each of the disclosed patents and other references listed as other documents Nos. 1-84 is not being submitted herewith, because under Rule 37 C.F.R. § 1.98(d) this art was previously cited by the Examiner and/or the Applicant in connection with U.S. Serial No. 09/347,114, filed July 2, 1999, which issued as U.S. Patent No. 6,297,014 B1 on October 2, 2001. This previously filed Application was cited by applicant in this present Application per 35 U.S.C. §§ 120 and 119(e). Copies are being submitted herewith of references 85 and-86, which were cited in the Partial International Search Report (copy submitted herewith as reference 87) in

the corresponding International Patent Application PCT/US00/18308, which Partial Search International Report issued on January 14, 2002.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists (37 C.F.R. 1.97(h)). Further the filing of this information disclosure statement shall not be construed as an admission against interest in any manner.

It is believed that this information disclosure statement is being filed before the mailing of a first office action on the merits. However, the Commissioner is hereby authorized to charge any fees required or credit any overpayments to Deposit Account No. 50-1597.

Respectfully submitted,

By: 

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